

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter claimed and for which a patent is sought on the invention entitled "FREE SPACE OPTICAL SWITCH", the specification of which

[ ] is attached hereto. [ X ] was filed on 02/13/02 as Application Serial No. 10/075,946 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**Prior Foreign Application(s):**

Number      Country      Day/Month/Year filed

**Priority Claimed**

Yes    No

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

**Prior U. S. Application(s):**

Serial No.  
60/280,232

Filing Date  
3/30/01

Status: Patented, Pending, Abandoned  
Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorney(s) and/or agent(s):

Edward L. Kelley  
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with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to Edward L. Kelley @ GSI Lumonics, 39 Manning Road, Billerica MA 01821.

Full name of sole or first inventor: David C. Brown

Inventor's signature: *David C. Brown*

Date: *May 3 2002*

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Post Office Address: Same as Residence

Full name of second joint inventor: *Delia Stukatin*

Inventor's signature: *Delia Stukatin*

Date: *6/11-2002*

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Citizenship: US

Post Office Address: Same as Residence

Full name of third joint inventor: Michael B. Nussbaum

Inventor's signature: *Michael B. Nussbaum*

Date: *5 April 2002*

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Full name of fourth joint inventor: Evghenii Onoicenco

Inventor's signature:

Date:

Residence: 6801 Bay Parkway, Apt. 3D, Brooklyn, NY 11204

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Full name of fifth joint inventor: Kurt Pelsue

Inventor's signature:

*Kurt Pelsue*

Date:

*7 JUN 02*

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Full name of sole or first inventor: David C. Brown

Inventor's signature:

Date:

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